IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.754 OF 2006

A. M. Bhavd & Ors. ..Petitioners.

Vs.

M/s. Sayhadri Dye Stuff and Chemicals
Division Deepak Nitrite Ltd. & Ors. ..Respondents.

....

Mr. S.R. Nargolkar for the Petitioners.
Mr. K.S. Bapat with Mr. Avinash Fatangare for the Respondents.

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CORAM: DR. D.Y. CHANDRACHUD, J.

16th June, 2006.

P.C. :

Taking due note of the fact that the Petitioners have tendered their resignation in pursuance of a scheme for voluntary retirement and received an amount of Rs.5,50,000/-, the Industrial Court has declined to grant interim relief. The contention of the Petitioners is that under an earlier settlement an additional amount was due and payable which has not been paid. Whether the earlier settlement would continue to subsist after the scheme for voluntary retirement was floated will need adjudication at the final disposal of the complaint. That apart, the amount which

according to the Petitioners is due under the earlier settlement is

not quantified either before the Labour Court or even before this Court. In view of the circumstances of this case, the interference of this Court is not warranted under Article 227 against an interlocutory order. The Petition is dismissed.